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8	UNITED STATES DISTRICT COURT		
9	CENTRAL DISTRICT OF CALIFORNIA		
10	BERNARD LEE SMITH,) CASE NO. CV 07-864-MWF (PJW)	
11	Plaintiff,	ORDER ACCEPTING REPORT AND ADOPTING FINDINGS, CONCLUSIONS, AND RECOMMENDATIONS OF UNITED	
12	v.		
13	JOHN MARSHALL,) STATES MAGISTRATE JUDGE	
14	Defendant.		
15		_/	
16	Pursuant to 28 U.S.C. § 636, the Court has reviewed the Fifth		
17	Amended Complaint, the records on file, and the Report and		
18	Recommendation of United States Magistrate Judge. The Court has		
19	engaged in a de novo review of those portions of the Report to which		
20	Plaintiff has objected. The Court accepts the Report and adopts it		
21	as its own findings and conclusions.		
22	DATED: May 29, 2013 MICHAEL W. FITZGERALD UNITED STATES DISTRICT JUDGE		
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